IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.15021 of 2008
RAMAWTAR MEHTAR @ RAMAWTAR HARDEE @ RAMOTAR HARDEE
Versus
STATE OF BIHAR
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6. **01.09.2008** Heard learned counsel for the petitioner and the State.

Petitioner is an accused in a case for the offences registered under Sections 498(A), 323 and 504 of the Indian Penal Code.

It is submitted on behalf of the petitioner that the present complaint has been filed for ulterior purpose since the complainant on her own left the matrimonial house. As a matter of fact, petitioner has remained all along ready and is still ready to keep the Opposite party no.2 decently as legally wedded wife. It is further submitted that the petitioner would go to her parents' house and bring her to his place of residence where the petitioner is living in government quarter and will keep her as legally wedded wife. A supplementary affidavit has been filed on behalf of the petitioner stating that he would be paying a sum of Rs. 700/- per month for her maintenance.

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Counsel for the Opposite Party No. 2 submits that complainant is willing to go with the petitioner and as promised payment of maintenance shall begun after the arrival of the complainant to the petitioner's place of residence.

Considering the submissions as made above as well as the materials brought on record and the averments made in the petition, it is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioners, namely, Ramawtar Mehtar @ Ramawtar Hardee @ Ramatar Hardee be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like

amount each to the satisfaction of the Judicial Magistrate, Ist Class, Bhagalpur in connection with Complaint Case No. 79 of 2002 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

As submitted by the petitioner, he is ready to keep the complainant, he would go and bring her to his place of residence and live with her with dignity as legally wedded wife. However, it will be open for the complainant to take steps for filing of the cancellation of bail on reasonable grounds in case the petitioner is found to be not keeping his promise as stated above.

Jagdish/- **(Shailesh Kumar Sinha,J.)**

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